



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Roy Curtiss, III and Steven A. Tinge

#22
Notice of
Appeal
6/3/98

Serial No: 08/473,789

Art Unit: 1641

Filed: June 7, 1995

Examiner: V. Ryan

For: *RECOMBINANT BACTERIAL VACCINE SYSTEM WITH
ENVIRONMENTALLY LIMITED VIABILITY*

Assistant Commissioner for Patents
Washington, D.C. 20231

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Sir:

Applicant hereby appeals to the Board of Appeals from the Office Action mailed December 23, 1997, rejecting claims 1-4, 8-14, 16, 20, 23, 24, 27-29, and 37 and the Advisory Action mailed May 8, 1998 maintaining the rejection of claims 1-4, 8-14, 16, 20, 23, 24, 27-29, and 37. The fee for filing a Notice of Appeal under 37 C.F.R. §1.17(e) for a

05/26/1998 AIBRAHIM 00000031 08473789

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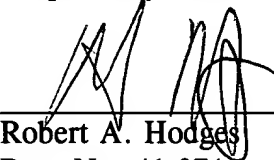
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U.S.S.N.: 08/473,789
Filed: June 7, 1995
NOTICE OF APPEAL

small entity of \$155.00 is also enclosed. Submitted with this Notice of Appeal is a Petition for Extension of Time, along with the required fee, to extend the period for response for an additional month, to and including May 23, 1998.

It is believed that no additional fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any additional fees to Deposit Account No. 01-2507. To facilitate this process, Applicants enclose a duplicate of this document.

Respectfully submitted,



Robert A. Hodges
Reg. No. 41,074

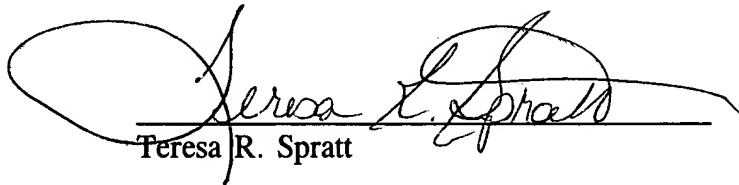
Date: May 22, 1998

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U.S.S.N.: 08/473,789
Filed: June 7, 1995
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Certificate of Mailing under 37 CFR § 1.8(a)

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Teresa R. Spratt

Date: May 22, 1998